

1 Michael J. Nuñez, Esq.  
Nevada Bar No. 10703  
2 mnunez@murchisonlaw.com  
Bryan J. Ure, Esq.  
3 Nevada Bar No. 11004  
bure@murchisonlaw.com  
4 **MURCHISON & CUMMING, LLP**  
350 South Rampart Boulevard, Suite 320  
5 Las Vegas, Nevada 89145  
Telephone: (702) 360-3956  
6 Facsimile: (702) 360-3957  
7 Attorneys for Defendant SAM'S WEST, INC

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9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**  
11

12 DANIEL SALAZAR GONZALES, an  
individual,

13 Plaintiff,

14 vs.

15 SAM'S WEST, INC. dba SAM'S CLUB, a  
16 foreign corporation; DOES I through X;  
and ROE ENTITIES I through X,

17 Defendants.  
18

CASE NO. 2:23-CV-01393

19  
20 **STIPULATION AND ~~[PROPOSED]~~**  
**ORDER TO EXTEND DISCOVERY**  
**DEADLINES (FIRST REQUEST)**

21 Pursuant to Fed R. Civ. P. 6, Fed. R. Civ. P. 26, LR IA 6-1, LR IA 6-2, and LR 7-1,  
22 LR 26-1, and LR 26-3 the parties, by and through their respective counsel of record, stipulate  
and agree that there is good cause to extend discovery deadline as set forth below.

23 **A. Pursuant to LR 26-3(a), the parties stipulate that the following discovery**  
24 **was completed:**

- 25 • Plaintiff's Initial Disclosure of Witnesses and Documents Pursuant to FRCP  
26 26(a)(1) was mailed to Defendant's counsel on October 4, 2023.
- 27 • Defendant's Initial Disclosure of Witnesses and Documents Pursuant to  
28 FRCP 26(a)(1) was mailed to Plaintiff's counsel on October 12, 2023.

- Plaintiff's First Set of Interrogatories to Defendant were mailed to Defendant's counsel on November 21, 2023. Defendant responded on December 28, 2023.
- Plaintiff's First Set of Request for Production of Documents to Defendant were mailed to Defendant's counsel on November 21, 2023. Defendant responded on December 28, 2023.
- Plaintiff's First Set of Request for Admissions to Defendant were mailed to Defendant's counsel on November 21, 2023. Defendant responded on December 14, 2023.
- Defendant's First Set of Interrogatories, Request for Production of Documents and Request for Admissions to Plaintiff were mailed to Plaintiff's counsel on February 13, 2024. Plaintiff's responses are pending.

**B. Pursuant to LR 26-3(b), the parties stipulate that they need to complete the following discovery:**

- The parties are proposing to extend the current scheduling order by sixty (60) days in order to complete the necessary depositions of Plaintiff and Defendant's FRCP 30(b)(6) designee(s), as well as to disclose expert and rebuttal expert witnesses.

**C. Pursuant to LR 26-3(c), the parties stipulate an extension is needed for the following reasons:**

- The parties are currently in settlement negotiations and believe they may come to a resolution, but if unsuccessful they feel it would be necessary to extend all discovery deadlines by sixty (60) days. This will allow additional time for the parties to complete all pending discovery.

**D. Pursuant to LR 26-3(d), the parties stipulate to the following proposed schedule for completing all remaining discovery:**

The parties agree to extend the discovery deadlines as set forth below:

1. Extend the discovery cut-off deadline from 07/03/2024 to **09/02/2024**;

2. Amending the Pleadings and Adding Parties 04/04/2024 to **06/03/2024**;

3. Extend the date for Plaintiff to disclose Initial expert witnesses from 04/04/2024 to **06/03/2024**;

4. Extend the date for Defendant to disclose Initial and rebuttal expert witnesses from 05/03/2024 to **07/02/2024**;

5. Extend the date for Plaintiff to disclose rebuttal expert witnesses from 06/03/2024 to **08/02/2024**;

6. The date to file dispositive motions from 08/02/2024 to **10/01/2024**; and

7. The date to file the Joint Pre-Trial Order from 09/02/2024 to **11/01/2024**. If dispositive motions are filed, the joint pretrial order is due thirty (30) days from the entry of the court's ruling on the motions.

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8. Fed. R. Civ. P. 26(a)(3) Disclosures must be included in the Joint Pre-Trial Order.

**STIPULATED AND AGREED TO:**

DATED this 14<sup>th</sup> day of March, 2024

DATED this 14<sup>th</sup> day of March, 2024

**MURCHISON & CUMMING, LLP**

**TANNER LAW FIRM**

By: /s/ Bryan J. Ure

Michael J. Nuñez, Esq.

Nevada Bar No. 10703

Bryan J. Ure, Esq.

Nevada Bar No. 11004

Attorneys for Defendant

SAM'S WEST, INC

By: /s/ David A. Tanner

David A. Tanner, Esq.

Nevada Bar No. 8282

Jeffery C. Gunn, Esq.

Nevada Bar No. 15925

7895 W Sunset Road, Suite 115

Las Vegas, Nevada 89113

Attorneys for Plaintiff

**ORDER**

IT IS SO ORDERED:

  
UNITED STATES MAGISTRATE JUDGE

DATED: March 14, 2024